

OFFICIAL

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Peter G. Borden, Jiping Li; Jon Madsen  
Assignee: Applied Materials, Inc.  
Title: Calibration As Well As Measurement On The Same Workpiece During Fabrication  
Serial No.: 09/974,571 Filing Date: Oct. 9, 2001  
Examiner: Smith, Zandra B. Group Art Unit: 2877  
Docket No.: BOX013 US Confirmation No.: 1003

Santa Clara, California  
May 19, 2004

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In Response to the Office Action dated April 20, 2004, Applicants elect without traverse to have the invention of Group I, Claims 1-22, 28-34 and 39-44 examined. Please withdraw from consideration Claims 23-27, 35-38, which are drawn to the invention of Group II. Applicants reserve the right to seek examination of the invention of Group II in a divisional application.

It is believed that no fees are due. Nevertheless, if the Patent Office determines that an extension and/or other relief is required, Patent Owner petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with this filing of this document to Deposit Account No. 50-2263 referencing BOX013 US.

Should the Examiner have any questions concerning this response, the Examiner is invited to call the undersigned at (408) 982-8200, ext. 3.

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office to the fax number 703-872-9306 on May 19, 2004.

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Attorney for Applicant(s)

*May 19, 2004*

Date of Signature

Respectfully submitted,

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